

GOVERNMENT OF ANDHRA PRADEDESH
ABSTRACT

Public Servants – Allegation of corruption against Dr. S. Janardhan, Deputy District Medical & Health Officer (Retd.), Anantapur District – Awarding of withholding of 100% pension and entire gratuity permanently – Orders – Issued.

HELATH, MEDICAL & FAMILY WELFARE (VC-1) DEPARTMENT

G.O. Ms. No. 61

Dated:12-03-2010

Read the following:-

- 1) From the Director General, Anti-Corruption Bureau, A.P., Hyderabad, Letter No. 25/RCT/ATP/2000, dated 18.06.2001.
- 2) G.O. Ms. No. 419, Health Medical & Family Welfare (VC.I) Department, dated 07.11.2001.
- 3) Judgment dated 30.11.2006 of the Additional Special Judge for SPE & ACB Cases, Hyderabad in C.C. No. 6 of 2002.
- 4) Government Memo. No. 9066/VC.i(1)/2000-7, Health Medical & Family Welfare (VC.I) Department, dated 29.01.2007.
- 5) From Dr. S. Janardhans, Deputy District Medical & Health Officer (Retd.), Anantapur district, explanation, dated 16.02.2010.

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ORDER:

Dr. S. Janardhana, Deputy District Medical & Health Officer, Penugonda Division, Anantapur district was trapped by the A.C.B. Officials on 01.03.2000 when he demanded and accepted an illegal gratification of Rs. 500/- (Rupees Five hundred only) from the complainant for showing official favour. In the G.O. second read above, Government accorded sanction for prosecution of the Accused Officer in the competent court of law for the offences punishable under section 13 (1) (d) read with section 13 (2) of the Prevention of Corruption Act, 1988. In the reference third read above, the Hon'ble Additional Special Judge for SPE & ACB Cases, City Civil Court, Hyderabad pronounced judgment on 30-11-2006 in C.C. No.6 of 2002, convicting the Accused Officer under section 243 (2) Cr. P.C. and sentenced to undergo Rigorous Imprisonment for a period of one year and to pay a fine of Rs. 1,000/- in default to undergo Simple Imprisonment for a period of three months for the offences punishable under section 13 (1)(d) read with section 13 (2) of Prevention of Corruption Act., 1988. During the pendency of the case, Dr. S. Janardhana, Deputy District Medical & Health Officer, Anantapur district retired from service on 31.5.2004.

2. Government, therefore, provisionally decided to award penalty of withholding of 100% pension and entire DCRG permanently and in the reference fourth read above, a show cause notice was issued to the Accused Officer for making representation, if any, against the provisional decision. In the reference fifth read above, Dr. S. Janardhana, Deputy District Medical & Health Officer (Retd.) has submitted that he appealed to the High Court of Judicature, A.P. against the Trial Court order and in its order dt. 22.12.2006, in CrI.A.M.P. No. 2137 of 2006 in CrI. A. No. 1714 of 2006, the Hon'ble High Court has suspended the sentence and requested to accord permission to encash E.L. at his credit and to receive provisional pension till the Criminal Appeal is disposed of by the High Court.

3. After careful examination of the explanation, Government observe that in its Interim order in CrI.A. M.P. No. 2137 of 2006 in CrI. A.No. 1714 of 2006, the Hon'ble High Court suspended only the sentence but not conviction. Therefore, the Accused Officer. is not entitled to draw provisional pension and his explanation is devoid of merits. Government decided to confirm the provisional decision taken to award penalty of withholding of 100% pension and entire gratuity permanently

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against Dr. S. Janardhana, Deputy District Medical & Health Officer (Retd.), Anantapur District. Accordingly, under Rule 9 of the A.P. Revised Pension Rules, 1980, Government hereby award the penalty of withholding of 100% pension and entire gratuity permanently against Dr. S. Janardhana, Deputy District Medical & Health Officer (Retd.), Anantapur district.

4. The Director of Health, A.P. shall take necessary action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.VIJAY KUMAR
EX-OFFICIO SECRETARY TO GOVERNMENT

To

Dr. S. Janardhana, Deputy District Medical & Health Officer (Retd.)

Door No. 2-1804, Upstairs, Kadapa Cross Roads, PILER (Post), Chittoor district,
(by Regd. Post with Acknowledgment due).

The Director of Health, Andhra Pradesh, Hyderabad.

The Accountant General, A.P., Hyderabad.

The District Treasury Officer, Anantapur district.

The Director General, Anti Corruption Bureau, Hyderabad.

The Secretary to Vigilance Commissioner, A.P.Vigilance Commission,
Hyderabad.

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//FORWARDED::BY ORDER//

SECTION OFFICER